

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEBRASKA

GLENN R. WAITE, Individually )  
and as Personal Representative)  
of the Estate of Harriet I. )  
Waite, deceased, )  
 )  
Plaintiff, ) 7:08CV5000  
 )  
v. )  
 )  
ANN ROSENBERRY, CLERK OF ) ORDER AND JUDGMENT  
DISTRICT COURT IN AND FOR THE )  
COUNTY OF SCOTTS BLUFF, )  
NEBRASKA; RANDALL L. )  
LIPPSTREU, JUDGE OF DISTRICT )  
COURT IN AND FOR THE COUNTY )  
OF SCOTTS BLUFF, NEBRASKA, )  
JANE DOE, REAL NAME UNKNOWN, )  
JON BRUNING, NEBRASKA ATTORNEY)  
GENERAL; JANICE K. WALKER; )  
NANCY ADAMS; and ALYCE )  
MAUPIN, R.N., )  
 )  
Defendants. )  
 )

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Pursuant to the memorandum opinion entered herein this  
date,

IT IS ORDERED:

1) Defendants' motions to dismiss (Filing Nos. 43 and  
47) and motion for summary judgment (Filing No. 53) are granted.  
Plaintiff's amended complaint is dismissed and all claims against  
all defendants are dismissed without prejudice.

2) All other pending motions are denied as moot.

DATED this 20th day of August, 2009.

BY THE COURT:

/s/ Lyle E. Strom

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LYLE E. STROM, Senior Judge  
United States District Court